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Appearing *Pro Hac Vice*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

\*E-FILED - 12/7/06\*

ROBERT ANTHONY, individually  
and on behalf of others similarly  
situated,  
  
Plaintiff,  
  
vs.  
  
YAHOO! INC., a Delaware  
Corporation,  
  
Defendant.

CASE NO. C05 04175 RMW

Honorable Ronald M. Whyte

SECOND STIPULATION TO  
EXTEND DEADLINE TO FILE  
MOTION FOR CLASS  
CERTIFICATION AND CONTINUE  
HEARING ON CLASS  
CERTIFICATION; []  
ORDER

Plaintiff, ROBERT ANTHONY, individually and on behalf of all others similarly  
situated, and YAHOO! INC., a Delaware corporation through their respective counsel,  
file this Second Stipulation to Extend Deadline to File Motion for Class Certification and  
Continue Hearing on Class Certification and state as follows:

1. Upon stipulation of the parties, the Court extended the deadline to file a Motion

1 for Class Certification (the "Motion") in this case until November 17, 2006 and  
 2 continued the hearing on the Motion until December 15, 2006.

3 2. The parties attended mediation in this case on November 6, 2006. The  
 4 mediator, Judge Infante, made a mediator's proposal to resolve the matter and suggested  
 5 that the parties agree to a standstill of all activity in this case, including the preparation  
 6 of the Motion. The parties are still considering the proposal and are due to report back  
 7 to Judge Infante tomorrow, November 17, 2006.

8 3. Accordingly, to further the parties' mediation and settlement efforts in this  
 9 matter, Plaintiff requests that the deadline for him to file his Motion for Class  
 10 Certification be extended until December 15, 2006 and that the hearing on class  
 11 certification be rescheduled until February 9, 2007.

12 4. Counsel for Defendant does not oppose the requested extensions of time.

13 IT IS SO STIPULATED.

14  
 15 DATED: November 16, 2006

MCNULTY LAW FIRM

16 By: /s/ Peter J. McNulty  
 17 Peter J. McNulty (SBN 89660)  
 Attorneys for Plaintiff

18 FREIDIN & DOBRINSKY, P.A.

19 By: /s/ Randy Rosenblum  
 20 /s/ Manuel Dobrinsky  
/s/ Philip Freidin  
 Randy Rosenblum (FBN 983527)  
 Manuel Dobrinsky (FBN 775525)  
 Philip Freidin (FBN 118519)  
 Attorneys for Plaintiff  
 Appearing *Pro Hac Vice*

24 REED SMITH LLP

25 By: /s/ Kirsten Daru  
 26 Kirsten Daru (SBN 215346)  
 Attorneys for Defendant

[] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 12/7/06

/s/ Ronald M. Whyte  
HONORABLE RONALD M. WHYTE